

ASSEMBLY BILL

No. 1071

Introduced by Assembly Member Hueso

February 22, 2013

An act to amend Section 11390 of the Health and Safety Code, relating to controlled substances.

LEGISLATIVE COUNSEL'S DIGEST

AB 1071, as introduced, Hueso. Controlled substances: mushrooms.

Existing law provides that every person who, with intent to produce a specified controlled substance, cultivates any spores or mycelium capable of producing mushrooms or other material that contains such a controlled substance shall be punished by imprisonment in the county jail for a period of not more than one year or in the state prison.

This bill would make a technical, nonsubstantive change to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 11390 of the Health and Safety Code is
2 amended to read:
3 11390. Except as otherwise authorized by law, every person
4 who, with intent to produce a controlled substance specified in
5 paragraph (18) or (19) of subdivision (d) of Section 11054,
6 cultivates any spores or mycelium capable of producing mushrooms
7 or other material ~~which~~ *that* contains such a controlled substance

- 1 shall be punished by imprisonment in the county jail for a period
- 2 of not more than one year or in the state prison.

O